

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(B)

GENOVA BURNS LLC

110 Allen Road, Suite 304

Basking Ridge, NJ 07920

(973) 467-2700

Proposed Counsel for Debtor

DONALD W. CLARKE, ESQ.

DANIEL M. STOLZ, ESQ.

SCOTT S. REVER, ESQ.

SUSAN S. LONG, ESQ.

In Re:

RLB FOOD DISTRIBUTORS LP d/b/a

FRESHPRO FOOD DISTRIBUTORS,

Debtor.

Case No.: 24-12110

Judge:

Chapter: 11

**CERTIFICATION OF PROFESSIONAL IN SUPPORT OF
APPLICATION FOR RETENTION OF PROFESSIONAL**

I, Donald W. Clarke, being of full age, certify as follows:

1. I am seeking authorization to be retained as Counsel to the Debtor..
2. My professional credentials include: I have been a practicing bankruptcy lawyer for 16 years, during which I have handled numerous Chapter 11 cases.
3. I am a member of or associated with the firm of: Genova Burns, LLC, 110 Allen Road, Suite 304, Basking Ridge, NJ 07920.
4. The proposed arrangement for compensation, including hourly rates, if applicable, is as follows:
The terms of employment of Genova Burns LLC agreed to by the Debtors, subject to the approval of the Court, are that certain attorneys and other personnel within the firm will undertake this representation at their standard hourly rate, plus disbursements.

Other members or associates of Genova Burns LLC may also render services to the Debtors, if appropriate, at rates commensurate with the foregoing, as follows:

<u>Partners:</u>	\$500.00 - \$950.00
<u>Counsel:</u>	\$450.00 - \$650.00
<u>Of Counsel:</u>	\$500.00 - \$700.00
<u>Associates (by years of experience):</u>	
1 – 3	\$325.00
4 – 8	\$375.00
9+	\$425.00
<u>Paralegals:</u>	\$275.00

These hourly rates are subject to periodic adjustments to reflect economic and other conditions,

and with respect to those below the level of senior partner, to reflect their increased experience and expertise.

☐ Pursuant to D.N.J. LBR 2014-3, I request a waiver of the requirements of D.N.J. LBR 2016-1.

5. To the best of my knowledge, after reasonable and diligent investigation, my connection with the debtor(s), creditors, any other party in interest, their respective attorneys and accountants, the United States trustee, or any person employed in the office of the United States trustee, is as follows:

☒ None

☐ Describe connection:

6. To the best of my knowledge, after reasonable and diligent investigation, the connection of my firm, its members, shareholders, partners, associates, officers and/or employees with the debtor(s), creditors, any other party in interest, their respective attorneys and accountants, the United States trustee, or any person employed in the office of the United States trustee, is as follows:

☒ None

☐ Describe Connection:

7. To the best of my knowledge, my firm, its members, shareholders, partners, associates, officers and/or employees and I (check all that apply):

☒ do not hold an adverse interest to the estate.

☒ do not represent an adverse interest to the estate.

☒ are disinterested under 11 U.S.C. § 101(14).

☐ do not represent or hold any interest adverse to the debtor or the estate with respect to the matter for which I will be retained under 11 U.S.C. § 327(e).

☐ Other. Explain: _____

8. If the professional is an auctioneer,

The following are my qualifications and experience with the liquidation or sale of similar property: _____

b. The proposed method of calculation of my compensation, including rates and formulas, is: _____

Pursuant to D.N.J. 2014-2, I ☐ do or ☐ do not request a waiver of the requirements of D. N. J. LBR 2016-1.

c. The following is an estimate of all costs and expenses, including labor, security, advertising, delivery, mailing, and insurance, for which I will seek reimbursement from the sale proceeds: _____

d. Have you, or a principal of your firm, been convicted of a criminal offense?

☐ No ☐ Yes (explain below)

e. I certify that a surety bond as described in D. N. J. LBR 2014-2(a)(6) is in effect and will remain so through the date of turnover of the auction proceeds.

9. If the professional is an auctioneer, appraiser or realtor, the location and description of the property is as follows: _____

I certify under penalty of perjury that the above information is true.

Date: February 28, 2024

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/s/ Donald W. Clarke
Signature of Professional

rev.8/1/15